

**RECEIVED
CENTRAL FAX CENTER****MAY 24 2005****FACSIMILE COVER SHEET**

Peter Hsieh
Plantronics, Inc.
345 Encinal Street
P.O. Box 635
Santa Cruz, CA 95060-0635
Telephone: (831) 458-7758
Facsimile: (831) 426-2965

Date: May 24, 2005

CONFIDENTIALITY NOTICE

The information contained in this facsimile message may include confidential and/or attorney-client privileged information and is intended only for the use of the recipient or firm listed below. If the reader of this facsimile is not the intended recipient or authorized to receive for the recipient, the reader is hereby notified that any dissemination, distribution, use, or copy of this facsimile or any information contained in this facsimile is strictly prohibited. If the reader has received this facsimile in error, please immediately notify the sender at the above-listed telephone number or email address and return the original facsimile to the sender at the above-listed address via the United States Postal Service. Thank you for your assistance and cooperation.

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (703) 872-9306 on May 24, 2005.

Signed: Michael Rodriguez
Michael Rodriguez

Receiver: Examiner Graham, Andrew R.
Art Unit: 2644
Company: United States Patent and Trademark Office
RE: Application No: 09/854,304
In re: Bernardi et al.
Filed: May 11, 2001
Entitled: Auto-Adjust Noise Canceling Microphone with Position Sensor
Atty. Dkt. No. 01-4962
Fax no.: (703) 872-9306
Pages: 10 (including this cover sheet)
Sender: Peter Hsieh, Reg. No. 44,780

MESSAGE:

Attached are:

- (1) Amendment Transmittal (1 page) and;
- (2) an Amendment (8 pages) in response to the outstanding Office Action for the above-referenced patent application.

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICERECEIVED
CENTRAL FAX CENTERIn re the application of:
Bernardi et al.

Application No: 09/854,304

Filed: May 11, 2001

Title: Auto-Adjust Noise Canceling Microphone
with Position Sensor

Atty. Dkt. No. 01-4962

Examiner: Graham, Andrew R. MAY 24 2005

Assignee: Plantronics, Inc.

Art Unit: 2644

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (703) 872-9306 on May 24, 2005.

Signed: 
Typed Name: Michael RodriguezRESPONSE TO FINAL OFFICE ACTION UNDER 37 C.F.R. §1.116Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the final Office Action dated February 24, 2005 issued in connection with the above-identified patent application, for which a response is due May 24, 2005. Accordingly, this response is timely filed. Applicant respectfully requests that the Examiner enter the amendments and consider the Remarks presented herein.

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:
Bernardi et al.

Application No: 09/854,304

Filed: May 11, 2001

Title: Auto-Adjust Noise Canceling Microphone
with Position Sensor

Atty. Dkt. No. 01-4962

Examiner: Graham, Andrew R.

Assignee: Plantronics, Inc.

Art Unit: 2644

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.
The fee has been calculated as shown below.

	Claims Remaining After <u>Amendment</u>	Highest Previously <u>Paid For Extra</u>	Present	SMALL ENTITY <u>RATE FEE</u>	OR	LARGE ENTITY <u>RATE FEE</u>	
Total Claims	-			x 9 = \$		OR	x 18 = \$
Ind. Claims	-			x 44 = \$		OR	x 88 = \$
			<u>TOTAL</u>	\$			\$

- ☐ Applicant(s) hereby petition for a _ month(s) extension of time to respond to the Office Action Please charge \$0.00 to Deposit Account No. 50-2315 (Order No. 01-4962). A copy of this sheet is enclosed.
- ☒ Applicant believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-1217 (Order No. PLANP045).
- ☒ If the required fees are missing or any additional fees are required during the pendency of the subject application, please charge such fees or credit any overpayment to Deposit Account No. 50-1217 (Order No. PLANP045). A copy of this sheet is enclosed.

Respectfully submitted,



Peter Hsieh, Reg. No. 44,780
Plantronics, Inc.
345 Encinal Street
P.O. Box 635
Santa Cruz, CA 95060-0635
Telephone: (831) 458-7758
Facsimile: (831) 426-2965